CITY OF WOODLAND, WASHINGTON

RESOLUTION NO. 599

A RESOLUTION RATIFYING ORDINANCE NO. 1187 APPROVING ANNEXATION OF REAL PROPERTY INTO THE TERRITORIAL JURISDICTION OF THE CITY OF WOODLAND ON THE APPLICATION OF CRC AND HAMILTON MATERIALS

Recitals

WHEREAS, the CRC/Hamilton Materials Annexation is an applicant initiated annexation and is not a municipal initiated annexation;

WHEREAS, the city attorney has advised that ambiguities in the annexation statutes make it unclear whether, in an applicant initiated annexation, the applicant or the city is authorized to file the Notice of Intent to Annex with the boundary review board, and further, has advised, due to such ambiguity, that it is in the best interest of the City and the applicant to submit a joint Notice of Intent to the Boundary Review Board;

AND WHEREAS, The city attorney has further advised that, while not jurisdictional, one provision of the annexation statute states that notices of intent should be submitted within 180 days of council approval of annexation, and, to remove any ambiguity whether a joint notice can now be submitted, it is necessary to re-open the statutory submission window and deem the original petition re-submitted which the adoption of this resolution will do.

Resolution

NOW, THEREFORE, the City Council of the City of Woodland hereby resolves as follows:

1. Ordinance No. 1187 previously approved is hereby re-approved and the action ratified the previous hearing of the Council and Planning Commissioners are acknowledged and included and the Petition to annex is deemed re-submitted.

2. The City is authorized to submit with the applicant a joint Notice of Intent to Annex to the Cowlitz County Boundary Review Board.

ADOPTED in an Open Public Meeting this 19th day of July, 2010.

CITY OF WOODLAND, WASHINGTON

Approved:

Charles E. Blum, Mayor

Attest:

Mari E. Ripp, Clerk-Treasurer

Approved as to form only:

William J. Eling, City Attorney